

Attorney Docket No. 01779784
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent Application of:)	CERTIFICATE OF MAILING BY "EXPRESS MAIL", mailing label number
Chia Ning (Sophia) Chang))	EV11336844905 Date of Deposit: September 23, 2002
Serial No.: 09/837,217) Examiner: Q. Nguyen	I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Assistant Commissioner of Patents, Washington, DC 20231
Filed: April 19, 2001) Group Art Unit: 1636)	
For: COMPOSITIONS AND METHODS FOR THE REPAIR AND CONSTRUCTION OF BONE AND OTHER TISSUE))))	Timothy M. Hubalik (typed or printed name of person mailing paper or fee) (signature of person mailing paper or fee)

RESPONSE TO RESTRICTION AND ELECTION REQUIREMENT

RECEIVED

Box Non-Fee Amendment Assistant Commissioner for Patents Washington, D.C. 20231

SEP 2 6 2002

TECH CENTER 1600/2900

Dear Sir:

In the Office Action dated September 9, 2002, the Examiner requires restriction under 35 U.S.C. § 121 between the claims of Group I (claims 1-8), and the claims of Group II (claims 9-10). Although Applicant believes the restriction requirement is not warranted and therefore respectfully traverses that requirement, in order to further prosecution, Applicant provisionally elects to prosecute Group I, claims 1-8.

If there are any other fees due in connection with the filing of this response, please charge the fees to our Deposit Account No. 13-0019. If a fee is required for an extension of time under 37 C.F.R. § 1.136 not accounted for above, such an extension is requested and the fee should

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also be charged to our Deposit Account.

Respectfully submitted,

- By:

Thomas R. Stiebel, Jr. Reg. No. 48,682

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Dated: September 23, 2002